

SENATE CHAMBER,
AUSTIN, TEXAS, March 13, 1873. }

Senate met pursuant to adjournment. Roll called; quorum present. Prayer by the chaplain.

On motion of Senator Franks, the reading of the journal of yesterday was dispensed with.

Senator Flanagan presented a memorial from Panola Council No. 253, Friends of Temperance, praying for the enactment of a liquor law. Read and referred to Judiciary Committee No. 1.

Senator Ruby, chairman *pro tem.* of the Committee on Engrossed Bills, submitted the following report:

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Engrossed Bills have examined and find correctly engrossed, Senate bill No. 145, "An act to amend an act entitled an act for the relief of the Eastern Texas Railroad Company, passed the twentieth day of March, A. D. 1871."

G. T. RUBY, Chairman *pro tem.*

Senator Dohoney, chairman of the Committee on Education, submitted the following reports:

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Education, to whom was referred House bill No. 14, to be entitled "An act to repeal section five of an act to organize and maintain a system of public free schools in the State of Texas, approved April 24, 1871," have carefully considered the same, and instruct me to report the bill back to the Senate, with the recommendation that, as amended by the Senate, it do pass.

E. L. DOHONEY, Chairman.

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Education, to whom was referred Senate bill No. 173, to be entitled "An act to prohibit the sale of intoxicating liquors within two miles of Linn Flat High School House, in Nacogdoches county," have carefully considered the same, and instruct me to report the bill back to the Senate with the following amendment:

Amend section one, line six, by inserting after the word "or" the word "wine."

And as amended recommend its passage.

E. L. DOHONEY, Chairman.

Hon. E. B. Pickett, President of the Senate :

SIR: Your Committee on Education, to whom was referred House bill No. 161, entitled "An act to abolish the offices of supervisors and inspectors of public free schools," have carefully considered the same, and instruct me report the bill back to the Senate with the following amendments, viz:

Amend the caption by striking out the word "common" before the word "school" and insert the words "public free."

Amend section one, in line three, by striking out the word "common" before the word "school" and insert the words "public free."

Amend section two, in line two, by inserting the word "free" after the word "public."

Amend same section, in line two, by striking out the words "common schools."

And as amended recommend that it do pass.

E. L. DOHONEY, Chairman.

Senator Shelley introduced a bill for the relief of the heirs of Wm. Garnett, deceased. Read first time and referred to the Committee on Private Land Claims.

Senator Flanagan introduced a bill supplementary to an act entitled "An act in relation to the Missouri, Kansas and Texas Railway Company," passed August 2, 1870. Read first time and referred to the Committee on Internal Improvements.

A message was received from the House informing the Senate that the House had passed a bill entitled "An act to legalize and make valid the recent election in Wilson county," notwithstanding the objection of his Excellency the Governor.

The unfinished business of yesterday, viz., Senate bill No. 159, "An act to provide for frontier defense, and for the organization of a regiment of cavalry for that purpose," was taken up, the bill read second time, and the following amendments reported by the committee of whole adopted.

Amend section four, line thirteen, by inserting after the word "company," "subject to the approval of the regimental commander."

Amend section four by adding at the end of the section, "Provided, that the captains of companies shall have the power to remove non-commissioned officers, subject to the approval of the regimental commander."

Amend section five by adding, "and the Adjutant General of the State is hereby required to furnish blank muster and pay rolls, together with such other blanks as may be necessary, upon the requisition of the regimental quartermaster."

Amend section seven, line fifteen, by inserting after the word "horses" the word "disabled," and in same line, after the word "lost," the words "or arms and equipments."

Amend section eight, line seven, by striking out the word "commissary" and inserting "quartermaster."

Amend section nine, line three, by inserting after the word "authorized" the words "to administer the proper oath and."

Amend section ten by inserting after the word "required," in third line, "on the nomination and recommendation by the regimental officers and a majority of commanders of companies."

Amend section twelve, line three, after the words "otherwise the," by inserting "regimental."

Amend section twelve by striking out the word "remove," in line ten, and insert the word "displace," and after the word "officers," in line eleven, insert the words, "from his duties as quartermaster and commissary."

Amend section sixteen by inserting in line two, after the word "in," "the officers of."

Amend section nineteen, line three, by striking out "chief" and inserting "regimental."

Amend section twenty, line one, by striking out "chief" and inserting "regimental."

Amend section twenty, line eight, by striking out "paymaster" and inserting "regimental quartermaster."

Amend section twenty-one, line three, by striking out "chief" and inserting "regimental."

Amend same section, line eight, by striking out "chief" and inserting "regimental."

Amend section twenty-two, line nine, by striking out "paymaster" and inserting "quartermaster."

Amend section twenty-four by adding, "and the troops herein provided for shall be paid on muster and pay rolls made out by the company commander at the regular period of muster, as provided for in section five, made out as required by the regulations of the army of the United States."

Amend section twenty-six by striking out in line seven all after the word "act," and insert, "SEC. 27. This act to take effect and be in force from and after its passage."

The hour having arrived for the consideration of the special order of the day, the same was postponed until the pending business was disposed of.

A message was received from the House informing the Senate that the House had passed the following bills.

House bill No. 376, "An act making an appropriation to pay the printing accounts of Richardson, Belo & Co., for the Comptroller's office."

House bill No. 339, "An act authorizing the county of Dallas to issue bonds."

House bill No. 227, "An act for the relief of assessors and justices of the peace in certain cases for taking scholastic census."

House bill No. 93, "An act to better provide for the protection of agricultural interests."

House bill No. 329, "An act prohibiting the sale of intoxicating liquors within five miles of the academy in the town of Clifton, Bosque county."

House bill No. 330, "An act prohibiting the sale of intoxicating liquors within two miles of Valley Mills Academy, in Bosque county."

House bill No. 240, "An act to incorporate the Grayson County Agricultural and Mechanical Association."

House bill No. 152, "An act authorizing the County Court of Hays county to levy and collect a special tax."

House bill No. 348, "An act to prohibit the sale of intoxicating liquors within certain limits of Jonesborough School, in Coryell county."

House bill No. 250, "An act to authorize Thomas Cain and W. J. Agee to construct a toll bridge across Sabine river."

House bill No. 274, "An act to amend an act entitled an act to reorganize the town of Bryan, in Brazos county, and incorporate said town as the city of Bryan."

House bill No. 35, "An act to authorize parties in certain cases to sue in the district courts for headright certificates, and bounty and donation warrants, and to provide for the issuance of such certificates and warrants."

House bill No. 249, "An act to change the names of certain persons herein named."

House bill No. 264, "An act to authorize the Police

Court of Ellis county to levy and collect a special tax for the purpose of building a jail."

House bill No. 174, "An act to amend and supplemental to an act to provide for the incorporation of towns and cities, approved January 27, 1858."

House bill No. 361, "An act to prevent the sale or disposal of spirituous liquors within three miles of Leesburg, in Gonzales county."

House joint resolution No. 360, concerning the summoning of male witnesses before the several committees of the two houses of the Legislature.

House bill No. 378, "An act to prohibit the sale of all intoxicating liquors within three miles of Fairview Academy, Williamson county."

House bill No. 377, "An act to prohibit the sale of all intoxicating liquors within three miles of Bluffton School, in Llano county."

Senator Latimer, chairman of the Committee on Enrolled Bills, submitted the following report:

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on Enrolled Bills have the honor to report that they have carefully examined and compared joint resolution No. 10, "Requiring Jacob Kuechler, Commissioner of the General Land Office, to cause to be published certain land certificates found in the office when he took possession of the same."

Senate bill No. 63, "An act to prohibit the sale of intoxicating or spirituous liquors in the vicinity of Red Rock, in the county of Bastrop."

Senate bill No. 133, supplemental to "An act entitled an act to incorporate the Western Narrow Gauge Railway."

Senate bill No. 130, "An act to incorporate the Excelsior College, in Bastrop county."

Senate bill No. 15, "An act to incorporate Rusk Masonic Institute, located in Rusk, Cherokee county, Texas."

And find the same correctly enrolled.

H. R. LATIMER, Chairman.

A message was received from the House informing the Senate that the House refused to recede from its amendments to Senate bill No. 33, and had appointed Messrs. Brown of Dallas, Bewley and Armstrong a committee of conference on the part of the House, to act with the com-

mittee on the part of the Senate, on the disagreement between the two houses.

Senator Ruby introduced a joint resolution to authorize the Governor to adjust the matter of the hypothecation of certain bonds with Williams & Guion of the city of New York.

Senator Flanagan introduced a bill for the relief of Pedro Herne. Read first time and referred to the Committee on Public Lands.

Senator Shelley introduced a bill appropriating \$5000 to pay the expenses between Charles Stewart and J. G. Tracy, sitting member from the Fourteenth Senatorial District. Read first time and referred to the Committee on Privileges and Elections.

Senator Sayers introduced a bill to incorporate the Texas Library and Publishing Company. Read first time and referred to Judiciary Committee No. 2.

On motion, the Senate adjourned to 10 o'clock A. M. to-morrow.

SENATE CHAMBER,
AUSTIN, TEXAS, March, 14, 1873. }

Senate met pursuant to adjournment Roll called; quorum present. Prayer by the Rev. Dr. Palmer.

On motion of Senator Dohoney, the reading of the journal of yesterday was dispensed with.

A message was received from the House informing the Senate that the House had passed Senate bill No. 131, "An act reimbursing Bastrop county, and appropriating the sum of two hundred and twenty-five dollars for that purpose."

And House bill No. 369, "An act for the relief of the heirs at law of Thomas A. Culton."

Also, that the House had refused to concur in the amendments by the Senate to House bill No. 233, "An act regulating elections."

Senator Finlay, chairman *pro tem.* of Committee on State Affairs, submitted the following reports:

Hon. E. B. Pickett, President of the Senate:

SIR: Your Committee on State Affairs, to whom was referred House bill No. 52, to be entitled "An act to pro-